

CERTIFICATE OF MAILING
37 C.F.R. 1.8

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February 24, 2003
Date


Steven L. Highlander

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Eric N. OLSON et al.

Serial No.: 09/061,417

Filed: April 16, 1998

For: METHODS AND COMPOSITIONS FOR
THERAPEUTIC INTERVENTION IN
CARDIAC HYPERTROPHY

Group Art Unit: 1632

Examiner: M. Davis

Atty. Dkt. No.: MYOG:029US/SLH

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3-12-03

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

BOX AF

Commissioner for Patents
Washington, D.C. 20231

Commissioner:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed October 23, 2002, finally rejecting claims 1, 4 and 9.

The fee for filing this Notice of Appeal is \$160 and is attached hereto.

Also, a request for a one-month extension of time to respond is included herewith. The extension fee is included in the attached check with the Notice of Appeal fee. This one-month extension will bring the due date to February 24, 2003. Should such request or fee be deficient

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or absent, consider this paragraph such a request and authorization to withdraw the appropriate fee.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/10017631/SLH.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,


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Date: February 24, 2003